IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

WEDNESDAY, THE 28TH FEBRUARY 2007 / 9TH PHALGUNA 1928

Bail Appl..No. 1157 of 2007()

CRMP.581/2007 of DISTRICT COURT, PALAKKAD
CRMP.692/2007 of J.M.F.C.-III,PALAKKAD
CRIME NO.10/07 OF MALAMPUZHA POLICE STATION

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: PETITIONERS/ACCUSED 1 TO 3 AND 5 TO 7:

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1. VAISAGAN, S/O. KANDAMUTHAN,
   AGED 20 YEARS, KURUPPATHU VEEDU,
   KALLEPPULLY, PALAKKAD.

2. MANIKANDAN, S/O. PARAMESWARAN,
   AGED 20 YEARS, RESIDING AT KURUPPATHU VEEDU,
   KALLEPPULLY, PALAKKAD.

3. KISHORE, S/O. PARAMESWARAN,
   AGED 23 YEARS, KURUPPATHU VEEDU,
   KALLEPPULLY, PALAKKAD.

4. JAGADISH @ JAGADI, S/O. CHANDRAN,
   AGED 23 YEARS, KURUPPATHU VEEDU,
   KALLEPPULLY, PALAKKAD.

5. RATHEESH, S/O. KARUNAKARAN,
   AGED 21 YEARS, KURUPPATHU VEEDU,
   KALLEPPULLY, PALAKKAD.

6. MANOJ, S/O. MURALIDHARAN,
   AGED 25 YEARS, KURUPPATHU VEEDU,
   KALLEPPULLY, PALAKKAD.

BY ADV. SRI.K.P.BALAGOPAL

RESPONDENTS: COMPLAINANT & STATE:

STATE OF KERALA,
REPRESENTED BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 28/02/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

B.A. No. 1157 OF 2007

Dated this the 28th day of February, 2007

O R D E R

In this Petition filed under Sec. 439 Cr.P.C. the petitioners, who are accused Nos.1 to 3 and 5 to 7 in Crime No.10/2007 of Malampuzha Police Station for offences punishable under Secs.143, 147, 148, 324 and 308 read with section 34 I.P.C., seek their enlargement on bail.

2. The occurrence took place at about 8.30 p.m. on 4.2.2007 in which the de facto complainant was assaulted with weapons like iron rod, knife, etc. The petitioners were arrested on 7.2.2007.

3. I heard the learned counsel for the petitioners and the learned Public Prosecutor.

4. Having regard to the nature of the offences, the duration of judicial custody of the petitioners and the other circumstances of the case etc., I am inclined to grant bail to the petitioners. Accordingly, the petitioners are directed to be released on bail on each of them executing a bond for Rs. 10,000/- (Rupees ten thousand only) with two solvent sureties each for the like amount to the satisfaction of the J.F.C.M.-III, Palakkad and subject to the following conditions:

a. The petitioners shall report before the Investigating Officer between 9 a.m. and 11 a.m. on all Wednesdays.

b. The petitioners shall make themselves available for interrogation as and when required by the police till the filing of the final report.

c. The petitioners shall not influence or intimidate the prosecution witnesses nor shall they attempt to tamper with the evidence for the prosecution.

d. The petitioners shall not commit any offence while on bail.

If the petitioners commit breach of any of the above conditions, the bail granted to them shall be liable to be cancelled.

This application is allowed as above.

(V. RAMKUMAR, JUDGE)

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